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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT SEATTLE

7 HACH PHETH,

8 Petitioner,

Case No. 2:19-770-BJR

9 v.

**ORDER OF DISMISSAL**

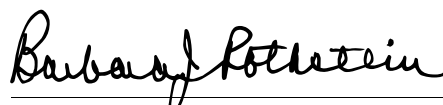
10 STATE OF WASHINGTON,

11 Respondents.

12 The Court, having reviewed Petitioner's 28 U.S.C. § 2254 habeas petition, the Report and  
13 Recommendation of the Honorable Brian A. Tsuchida, Chief United States Magistrate Judge,  
14 any objections or responses to that, and the remaining record, finds and **ORDERS** as follows:

- 15 1. The Report and Recommendation is **ADOPTED**;
- 16 2. Petitioner's 28 U.S.C. § 2254 habeas petition is **DISMISSED WITHOUT**  
17 **PREJUDICE**;
- 18 3. Petitioner is **DENIED** issuance of a certificate of appealability; and
- 19 4. The Clerk shall send a copy of this Order to the parties.

20 DATED this 22nd day of July, 2019.

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22 Barbara Jacobs Rothstein  
23 U.S. District Court Judge